UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK Case No. 07 CV 6288 NATIONAL RAILROAD PASSENGER CORP.,

Plaintiff,

-against-

NOTICE OF APPEARANCE

T.C. JOHNSON COMPANY, TRANSPORTATION RESOURCES INC., MITCHELL EQUIPMENT CORPORATION, TEREX CORPORATION, KOEHRING CRANES, INC. d/b/a TEREX CRANES WAVERLY, and TEREX CRANES, INC.,

| Defendants. | |
|-------------|---|
| | X |

THE CLERK OF THIS COURT AND ALL COUNSEL:

PLEASE TAKE NOTICE, that the undersigned hereby appears as notice counsel for MITCHELL EQUIPMENT CORPORATION, in the above-entitled action. It is requested that all papers and notifications in this action be served upon the undersigned at the office and post office address stated below.

Dated:

New York, New York August 21, 2007

Yours, etc.

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

Margaret M. Murphy (MM7529)

Attorneys for Defendant MITCHELL EQUIPMENT

CORPORATION 150 East 42nd Street

New York, New York 10017-5639

(212) 490-3000

File No. 06294.00238

TO: LANDMAN CORSI BALLAINE & FORD P.C. Attorneys for Plaintiff NATIONAL RAILROAD PASSENGER CORP. 120 Broadway, 27th Floor New York, NY 10271-0079

SEDGWICK, DETERT, MORAN & ARNOLD, LLP Attorneys for the Defendants TRANSPORTATION RESOURCES 125 Broad Street New York, NY 10271

GALLAGHER, WALKER, BIANCO & PLASTARAS, ESQ. Attorneys for Defendants
TEREX CORPORATION, KOEHRING CRANES, INC. d/b/a
TEREX CRANES WAVERLY and TEREX CRANES, INC.
98 Willis Avenue
Mineola, New York 11501